

HB-983-903, -904 & -905
SB-983-914AMENDMENT
TO
INTERGOVERNMENTAL AGREEMENT

This amendment is made this 28th day of August, 1980, by and between the STATE OF ARIZONA, acting by and through its Department of Transportation, hereinafter called "STATE," and the COUNTY OF MARICOPA, hereinafter called "COUNTY," for the purpose of amending that certain Intergovernmental Agreement dated November 5, 1979, between the parties hereto. This Amendment is necessary to revise the sums to be contributed by STATE in carrying out the terms of said agreement and to add a fourth bridge, in accordance with Arizona Laws 1980, Chapter 193 (S.B. 1163).

THEREFORE, it is agreed that

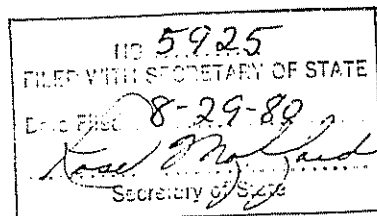
1. The previous Intergovernmental Agreement shall remain in full force and effect, with the exceptions of (a) the design criteria to be used as set forth in paragraph 2 of COUNTY's obligations, (b) the maximum amounts to be applied as set forth in paragraphs 6a and b, (c) the maximum amount to be applied and the time limitation on availability of funds as set forth in paragraph 6c, (d) the addition of paragraph 6d, and (e) the date on which unexpended and unencumbered funds shall revert to the State general fund as set forth in paragraph 2 of STATE's obligations. The amendment of said provisions shall be as follows:

- (a) The design criteria to be used is hereby amended from that of the 50-year flood to that of the capacity of two hundred thousand cubic feet per second.
- (b) The maximum amount to be applied as set forth in paragraph 6a is hereby changed from \$1,395,000.00 to \$2,250,000.00.

The maximum amount to be applied as set forth in paragraph 6b is hereby amended from \$1,670,000.00 to \$2,699,000.00.
- (c) The maximum amount to be applied as set forth in paragraph 6c is hereby amended from \$2,000,000.00 to \$4,500,000.00. The provision set forth in said paragraph 6c which prohibits the expenditure of funds prior to fiscal year 1981-82 is hereby deleted.
- (d) Paragraph 6d is hereby added as follows:

Alma School Road over the Salt River, \$1,875,000.00.
- (e) The date on which unexpended and unencumbered funds shall revert to the State general fund is hereby amended from July 1, 1982, to June 30, 1982.

2. This amendment shall be made a part of and an attachment to said previous agreement dated November 5, 1979.

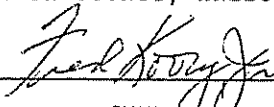


IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

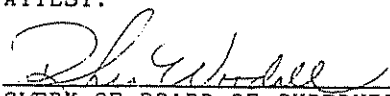
STATE OF ARIZONA
ARIZONA DEPARTMENT OF TRANSPORTATION

By 
Chief Deputy State Engineer

MARICOPA COUNTY, ARIZONA

By 
Title CHAIRMAN

ATTEST:


CLERK OF BOARD OF SUPERVISORS

1. BRIEF DESCRIPTION OF PROPOSAL AND REQUESTED BOARD ACTION:

The 1980 session of the Arizona State Legislature appropriated additional funds under Senate Bill 1163 for bridge construction on Tuthill Road at Gila River; 51st Avenue, Scottsdale Road, and Alma School Road at the Salt River. It is recommended that the Board of Supervisors approve an amendment of the inter-governmental agreement with the Arizona Department of Transportation which will provide additional State funds for the construction of these bridges.

Please return 2 copies of the agreement to Highway attn Lathrop

2. COST OF PROPOSAL:

Funding Source:	Road Fund	ADOT		TOTAL
Funding Amount:	\$3,774,667	\$11,324,000		\$15,098,667
Other Cost:	Indirect		Next F/Y	
Additional Employees:	Current F/Y		Next F/Y	

3. RECOMMENDED MOTION: It is moved by the Board of Supervisors to approve and execute an amendment to the intergovernmental agreement to provide additional appropriations for bridge construction at Tuthill Road at Gila River; 51st Avenue, Scottsdale Road, and Alma School Road at the Salt River.

ACTION TAKEN: ☒ APPROVED ☐ DISAPPROVED ☐ CONTINUED DATE: 8/4/80

CLERK OF THE BOARD

4. LEGAL REVIEW:

Approved as to form: (x)
Not necessary: ()

DEPUTY COUNTY ATTORNEY

5. FINANCIAL REVIEW:

Controller (x)
Intergovernmental Relations ()
Office of Management & Budget ()
Not necessary ()

FINANCIAL OFFICER

6. PERSONNEL REVIEW:

Personnel ()
Not necessary (x)

PERSONNEL DIRECTOR

7. ACTION RECOMMENDED BY:

F. H. Lathrop, Deputy County Engineer
NAME & TITLE

SIGNATURE

APPROVING OFFICIAL

6400 7823

under 17-25

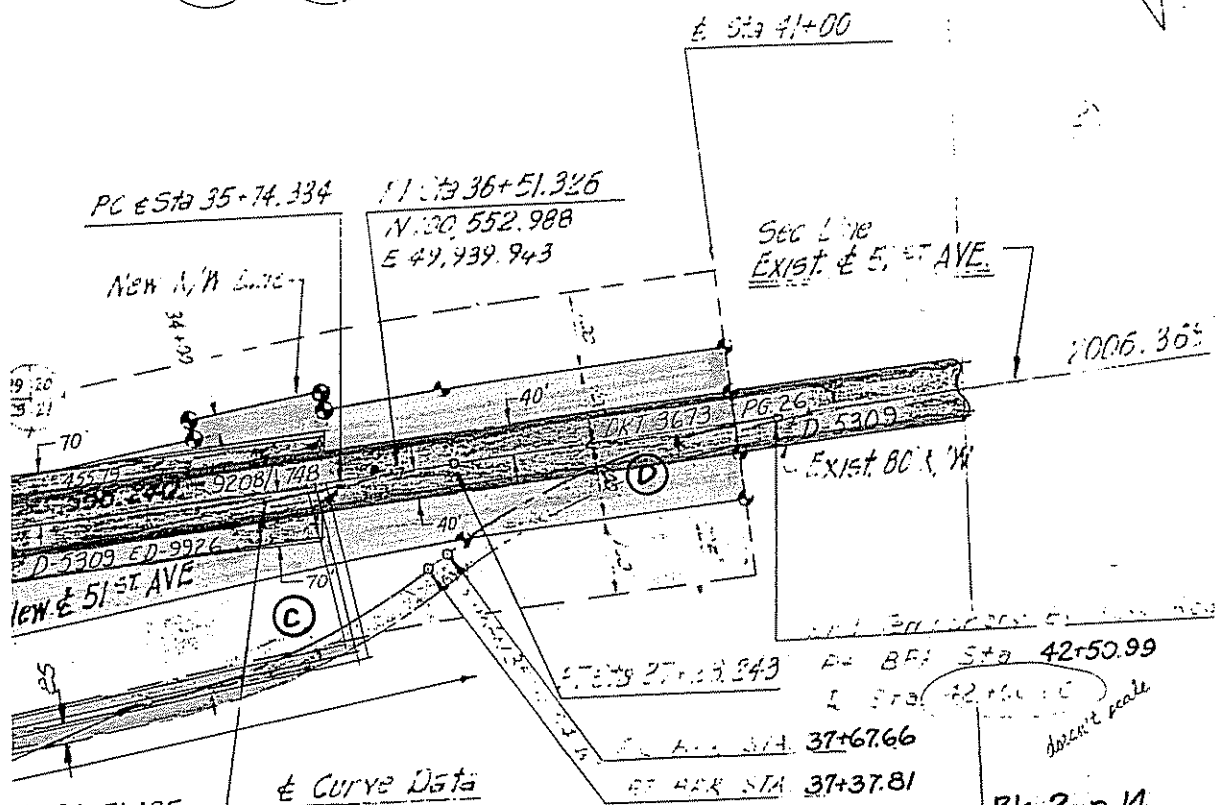
X Subject to Future Review

7/8/80 ya

17-25 January 1980

1. N
100

$\textcircled{1A}$ $\frac{U}{373}$ $\frac{U}{373-1}$ $\textcircled{1A}$



Sta 34+71.125
Bearing
1. End New Bridge

$\Delta = 04^{\circ}24'35''$ Rt.
 $K = 2000.000'$
 $T = 76.975'$
 $L = 153.909$
 $PI = 36+51.326$
 $PC = 35+74.334$
 $PT = 37+29.242$

2A) State of Arizona

Bk. 2, p. 14
Dkt. 3683, p. 43
Dkt. 8364, p. 170

2. By-Post Road
Curve Data (C)
 $\Delta = 34^\circ 35' 21''$
 $R = 954.95'$
 $T = 208.12$
 $L = 407.85'$
 $Pch = 6^\circ 00' 00''$

Q. How does it work?
 - Sure. (D)
 & 22:00:00
 1 7:49:57
 To 23:00:00
 L 7:00:00
 Day 4 00:00

(2A)

U	U	U
374	574.1	374.3

11501 - 51st Avenue Bridge @ Salt River
104-60-2A
U 374-1 & 3

215

EXHIBIT A

Tr. Ac.

That portion of the South one-half of the Southwest one-quarter (S $\frac{1}{2}$ of SW $\frac{1}{4}$) of Section Twenty-one (21), Township One (1) North, Range Two (2) East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona being a strip of land 100 feet wide having for its westerly line the easterly line of the 200-foot wide strip of land described as follows:

A strip of land 200 feet wide, lying 100 feet on each side of the following described centerline:

Beginning at the East one-quarter corner of Section Twenty-nine (29), Township One (1) North, Range Two (2) East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona; thence North 12°33'57" West (Assumed Bearing), 1200 feet along the East line of said Section 29 to the True Point of Beginning for the herein described 200-foot wide strip of land also being shown as Engineers Highway Station 12+00 on the plans for Maricopa County Highway Department Project Work Order No. 11501, Bridge on 51st Avenue at Salt River; THENCE North 12°33'57" West, 622.28 feet along said Section line to Engineers Highway Station 18+22.28 and the beginning of a curve concave Northeasterly, having a radius of 1400.00 feet and a central angle of 1°57'30"; thence Northwesterly and Northerly, 47.85 feet along said curve to Engineers Highway Station 18+70.13 and the beginning of a tangent; thence North 10°36'27" West, 1704.21 feet to the beginning of a curve concave Northeasterly, having a radius of 2000 feet and a central angle of 4°24'33"; thence Northwesterly and Northerly, 153.91 feet along the arc of said curve to Engineers Highway Station 35+74.33 to a point on the East line of Section Twenty (20) and the beginning of a tangent; thence North 6°11'54" West, 371.76 feet to Engineers Highway Station 41+00 and the True Point of Ending for the herein described 200-foot wide strip of land; thence continuing for a tie North 6°11'54" West, 1634.61 feet to the East one-quarter corner of Section Twenty (20), Township One (1) North, Range Two (2) East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

37+28.00
being

ALSO a strip of land 25 feet wide having as its Easterly line the Westerly line of the herein described 200-foot wide strip of land and Beginning at Engineers Highway Station 34+00 and Ending at Engineers Highway Station 35+74.33. A strip of land 50 feet wide lying 25 feet on each side of the following described center line:

Beginning at the West one-quarter corner of Section Twenty-eight (28), Township One (1) North, Range Two (2) East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona; thence North 12°33'57" West, 870 feet along the west line of said Section 28 to the True Point of Beginning for said 50-foot wide strip of land to be used as a detour and also being the beginning of a curve concave Easterly having a radius of 1242.67 feet and a central angle of 24°36'29"; thence Northwesterly, Northerly and Northeasterly, 533.72 feet along the arc of said curve to a point of reverse curvature and the beginning of a curve concave westerly having a radius of 1242.67 feet and a central angle of 22°38'59"; thence Northeasterly, Northerly and Northwesterly, 491.26 feet along the arc of said curve to the beginning of a tangent; thence North 10°36'27" West 1432.93 feet along a line that is 225 feet Easterly of and parallel with the center line of a 200-foot wide permanent highway easement to the beginning of a curve concave Southwesterly, having a radius of 954.93 feet and a central angle of 24°35'27"; thence Northerly and Northwesterly, 409.85 feet along the arc of said curve to the beginning of a tangent; thence North 35°11'54" West, 29.85 feet to the beginning of a curve concave Easterly having a radius of 954.93 feet and a central angle of 29°00'00"; thence Northwesterly and Northerly, 483.33 feet along the arc of said curve to a point on the West line of said Section 21, being also on the centerline of a 200-foot wide permanent highway easement with said point being known as Engineers Highway Station 42+00 and the end of the herein described 50-foot wide strip of land, all as shown in the plans for Maricopa County Highway Department Project Work Order No. 11501, 51st Avenue Bridge at Salt River.

EXCEPT any portion thereof lying within the 200-foot wide permanent easement.


EXCEPT any portion thereof lying within the 100-foot wide temporary construction easement.

EXCEPT any portion lying with the existing rights-of-way as shown in Book 2 of Road Maps, Page 14 and Docket 8364, Page 170, all in M.C.R. 66' (55' on ea. side of sec. 1n)
E 30' of W 70' of S. 455.79' SW $\frac{1}{4}$ Sec 21

RESOLUTION

BE IT RESOLVED on this 16th day of May, 1980, that I, W. A. Ordway, Director of the Arizona Department of Transportation, have determined that it is in the best interests of the Arizona Department of Transportation by and through its Highways Division to enter into an amendment of that intergovernmental agreement dated November 5, 1979, with Maricopa County to include additional funds allocated from the State general fund by Arizona Laws 1980, Chapter 193 (SB 1163), Section 2.

THEREFORE, authorization is hereby given to draft an amendment for said purpose which, upon completion, shall be returned for approval and execution by the Chief Deputy State Engineer on behalf of the Department.


W. A. Ordway, Director
ARIZONA DEPARTMENT OF TRANSPORTATION

LEGAL REVIEW

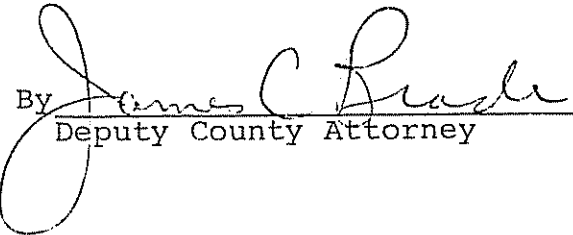
I have reviewed the Intergovernmental Agreement
between the State of Arizona and the County of Maricopa
HB-983-903, -904 & -905 SB-983-914
pursuant to A.R.S. §11-952.

Subject agreement is in proper form and within the
power and authority of Maricopa County as granted by Arizona
Revised Statutes.

DATED: July 10, 1980

CHARLES F. HYDER
MARICOPA COUNTY ATTORNEY
STATE OF ARIZONA

By


Deputy County Attorney



OFFICE OF THE
Attorney General

1801 WEST JEFFERSON STREET
FOURTH FLOOR
PHOENIX, ARIZONA 85007

ROBERT K. CORBIN
ATTORNEY GENERAL

INTERGOVERNMENTAL AGREEMENT

DETERMINATION

A. G. Contract No. 80-553, which is an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the undersigned Assistant Attorney General who has determined that it is in proper form and is within the powers and authority granted to the State or its agencies under the laws of the State of Arizona.

No opinion is expressed as to the authority of the remaining parties, other than the State or its agencies, to enter into said agreement.

DATED this 25th day of August, 1980.

ROBERT K. CORBIN
Attorney General

Assistant Attorney General
Transportation Division